IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

MONDAY, THE 5TH FEBRUARY 2007 / 16TH MAGHA 1928

WP(C).No. 3360 of 2007(Y)

PETITIONER:

S. RAJENDRAN,
ASSISTANT MOTOR VEHICLES INSPECTOR,
REGIONAL TRANSPORT OFFICE, THIRUVANANTHAPURAM.

BY ADV. SRI.N.N.SUGUNAPALAN (SR.)
SRI.S.SUJIN

RESPONDENTS:
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1. THE TRANSPORT COMMISSIONER,
GOVT. OF KERALA, THIRUVANANTHAPURAM.

2. STATE OF KERALA,
REPRESENTED BY THE CHIEF SECRETARY TO GOVERNMENT,
GOVT.SECRETARIAT, THIRUVANANTHAPURAM.

BY GOVT. PLEADER SHRI. P.NANDAKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

WP(C)No. 3360 OF 2007

Dated this the 5th February, 2007.

JUDGMENT

It is submitted at the time of hearing that the real difficulty faced by the petitioner is that there is no clarity as to whether his lien is retained in the ministerial service though he is working as Assistant Motor Vehicles Inspector on the technical side. It is stated that the department does not come out with a specific stand regarding his lien. He is in a dilemma as he is neither here nor there. This is so for the reason that he is included in the seniority list of ministerial employees as though he holds his lien as a ministerial employee.

2. If the grievance of the petitioner is as pointed out above, he will have to work out his remedy in such a manner, that the same can be redressed. Counsel for the petitioner submits that the petitioner may be permitted to withdraw this writ petition to pursue such remedies as are appropriate for the redressal of his above mentioned grievances. Permission granted. Writ petition is dismissed as withdrawn.

K.K.DENESAN
Judge

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